	Cas	se 2:08-mj-02258-JRI	Document 10	Filed 05/02/08	Page 1 of 2	
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7	IN THE UNITED STATES DISTRICT COURT					
8	DISTRICT OF ARIZONA					
9			11			
10	United States of America,			No. 08-	2258M	
11		Plaintiff,		ODE	NED.	
12	-vs- ORDER					
13	Carlos Garcia-Moncisvais,  Defendant.					
14						
15	Having considered Defendant's Motion to Extend Time and good cause					
16	having been shown;  THE COURT makes the following findings:					
<ul><li>17</li><li>18</li></ul>	<ol> <li>Counsel for defendant has only recently been appointed;</li> </ol>					
19	<ol> <li>The defendant earnestly wishes to consider the plea offer extended by</li> </ol>					
20	the government;					
21	3. The defendant wishes to 1			tigate possible offer;	defenses prior to	
22	4. The government's plea of		lea offer, if acc	er, if accepted by the defendant and then the		
23		court, would likely reduce defendant's exposure to a significant term of imprisonment;				
24	5. If the defendant does		not timely acc	ot timely accept the plea offer prior to indictment, ithdraw said plea offer and any subsequent plea		
25		offer after indictment would likely be less advantageous to the defendant;				
26	6.	Failure to extend time for indictment int his instance would thus operate				
27		to bar defendant from reviewing the governments plea offer in a meaningful way prior to indictment; and,				
28						

7. The ends of justice served by this continuance outweigh the best interest of the public and the defendant in a speedy indictment.

**IT IS HEREBY ORDERED** that defendant's Motion to Extend Time for Indictment requesting an extension of thirty (30) days within the government may seek to indict defendant, is hereby granted.

**IT IS FURTHER ORDERED** that pursuant to the Speedy Trial Act, 18 U.S.C. § 3161, the Government shall have an extension of thirty (30) days to file a timely Indictment. Excludable time shall begin to run on the 31st day after arrest for a period of thirty (30) days in which the Government may present the case to the grand jury.

DATED this 1st day of May, 2008.

Lawrence O. Anderson United States Magistrate Judge